(39)

HIGH COURT OF CHHATTISGARH AT BILASPUR

S.B. : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION (S) No. 1818 of 2007

PETITIONER : (1) Bhikham Das Sahu, Aged 53 years S/o Shri Chabilal Sahu, Assistant Teacher, Govt. Midle School, Bijabhata, Block Dongargaon, District Rajnandgaon (C.G.)

(2) Vijay Kumar Jain, Aged 59 years S/o Shri Premchand Jain, Assistant Teacher, Govt. Midle School, Bijabhata, Block Dongargaon, District Rajnandgaon (C.G.)

(3) Santosh Kumar Gupta, aged 52 years S/o Shri Shankar Lal Gupta, Assistant Teacher, Govt. Boys Middle School, Dongargaon, Block Dongargaon, District Rajnandgaon (C.G.)

(4) Bhisham Das Sahu, Aged 41 years S/o Shri Nohar Das Sahu, Assistant Teacher, Govt. Middle School, Bholapur, Block Chhuriya, District Rajnandgaon (C.G.)

(5) Hari Ram Pujari, Aged 53 years, S/o Shri Maya Ram Pujari, Head Master, Govt. Middle School, Sikarimahaka, Block Chhuriya, District Rajnandgaon (C.G.)

(6) Ramdas Meshram, Aged 56 years S/o Shri Bhikham Rao Meshram, Head Master Govt. Middle School, Dhaurabhata, Block Dongargaon, District, Rajnandgaon (C.G.)

(7) Mikal Masih, Aged 57 years S/o Shri Yakool Masih, Assistant Teacher, Govt. Primery School, Nandia, Block Chhurya, District, Rajnandgaon (C.G.)

(40)

VERSUS

RESPONDENTS : 1) The State Government of Chhattisgarh, through the Secretary, Education & Tribal Department, D.K.S. Bhavan, Raipur (C.G.)

2) The District Education Officer, Rajnandgaon (C.G.)

Present: Shri Somkant Verma, Advocate for the petitioners.
Shri Ajay Dwivedi, Panel Lawyer for the State/Respondents.

ORDER

(Passed on 28th of March, 2007)

1. Learned counsel appearing for the petitioners as well as for the State/respondents jointly submit that the fact and question of law involved in the present writ petition are the same to that of in **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another {2006 (II) MPJR-CG 96}**, which has been disposed of vide order dated 03.04.2006. Learned counsel appearing for the respondents does not controvert the said submission.

2. Accordingly, the writ petition is allowed in terms of the order passed in the case of **Yashwant Kumar Bharadwaj Vs. Municipal Corporation, Durg and another** (Supra), subject to verification of the fact as to whether the petitioners have acquired B.T.I. Examination Certificate on their own expenses as per the circulars dated 24.12.1998 and 01.03.1999 and further whether they have been paid two advance increments or not. No order as to costs.

Sd/-
Satish K. Agnihotri
Judge

Amit